

FILED

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS

ZILKER EAGLE, INC.,

*Plaintiff,*

vs.

CITY OF AUSTIN, TEXAS and  
TEXAS SPECIAL, INC.,

*Defendants.*

JUL 31 3 46 PM '97

U.S. CLERK'S OFFICE  
BY *[Signature]* DEPUTY

CAUSE NO. 96CA 613JN

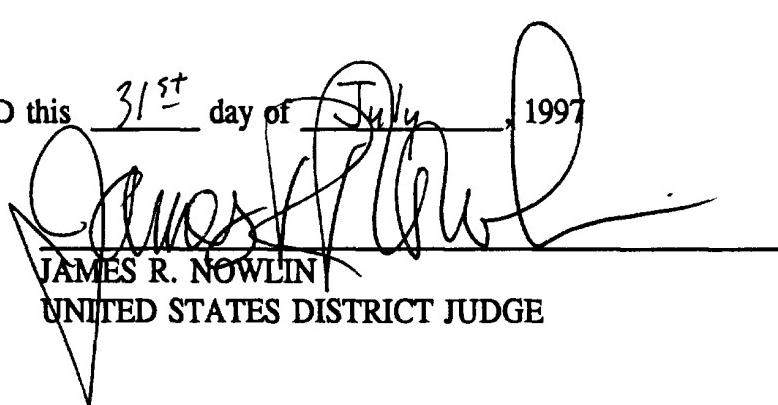
**JOINT AGREED ORDER GRANTING DISMISSAL**

The Joint Agreed Motion for Dismissal filed July 31, 1997 is GRANTED.

It is, therefore, ordered that:

- 1) Plaintiff's claims for injunctive relief, declaratory relief and damages are dismissed with prejudice.
- 2) City's counterclaims for declaratory relief and damages are dismissed with prejudice.
- 3) All other relief not expressly granted is denied.

SIGNED AND ENTERED this 31<sup>st</sup> day of July, 1997

  
JAMES R. NOWLIN  
UNITED STATES DISTRICT JUDGE

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AGREED TO AND APPROVED:

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